IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 11TH JUNE 2007 / 21ST JYAISHTA 1929

WP(C).No. 5120 of 2007(S)

PETITIONER:

A.THAHIR, AGED 53 YEARS,
S/O. ABDUL KARIM, RESIDING AT HIRA QUARTERS,
ALANCODE P.O., ATTINGAL, THIRUVANANTHAPURAM DIST.

BY ADV. SRI.M.SREEKUMAR

RESPONDENTS:

1. STATE OF KERALA, REP. BY CHIEF SECRETARY,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE SECRETARY TO GOVERNMENT,
SCIENCE AND TECHNOLOGY DEPARTMENT,
SASTHRA BHAVAN, PATTOM, THIRUVANANTHAPURAM.

3. CENTRE FOR EARTH SCIENCE STUDIES,
REPRESENTED BY ITS DIRECTOR,
AAKULAM, THIRUVANANTHAPURAM.

4. THE DIRECTOR, CENTRE FOR EARTH SCIENCE STUDIES,
AAKULAM, THIRUVANANTHAPURAM.

5. DR. A.S.K.NAIR,
SCIENTIST, CENTRE FOR EARTH SCIENCE STUDIES,
AAKULAM, THIRUVANANTHAPURAM.
(PRESIDENT, CESS EMPLOYEES ASSOCIATION)

SENIOR GOVERNMENT PLEADER SRI.M.R.SABU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

W.P.(C) NO. 5120 OF 2007

Dated this the 11th June, 2007

JUDGMENT

H.L.DATTU, C.J.

Petitioner is a Science Graduate and a tax payer. He states in this writ petition that he has genuine interest in the scientific progress and development of the State in all its spheres of activities.

2. In this petition filed under Article 226 of the Constitution, the main grievance of the petitioner appears to be that Scientists and persons with scientific knowledge are to be appointed to the Executive Committee of the Kerala State Council for Science and Technology and Environment and to remove the Government servants on deputation from the Council in the interest of justice.

3. Petitioner is not a Scientist. He is only a Science Graduate. If, for any reason, a real Scientist has got a real grievance in so far as the constitution of the Executive Committee of the Kerala State Council for Science and Technology and Environment is concerned, he would definitely approach this Court for appropriate reliefs. In our opinion, petitioner has no locus standi to present this writ petition and, further, the averments made in the writ petition does not have the

characteristics of a public interest litigation. Therefore, we declined to entertain this writ petition. Accordingly, the writ petition stands rejected.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/